

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING SESSION - OFFICE OF ENFORCEMENT
FEBRUARY 19, 2013**

ITEM 5

SUBJECT

PRESENTATION OF INFORMATION CONCERNING THE EXTENT TO WHICH INTENDED OBJECTIVES OF THE FEBRUARY 3, 2009 POLICY ON SUPPLEMENTAL ENVIRONMENTAL PROJECTS ARE BEING ACHIEVED, INCLUDING AN ASSESSMENT AND COMPARISON OF THE NUMBER, TYPES, AND DOLLAR AMOUNTS OF SEPS FUNDED BEFORE AND AFTER POLICY ADOPTION.

DISCUSSION

On February 3, 2009, the Water Board adopted the Policy on Supplemental Environmental Projects (SEP Policy). This information item will present analysis and findings from the Office of Enforcement's recent evaluation of whether and the extent to which the SEP Policy is achieving its stated goals to:

- Ensure proper use of the SEPs (i.e. make sure SEPs only consist of measures that go above and beyond the obligations of the discharger);
- Limit SEP amounts to 50 percent of total discharger liability;
- Increase accountability for proper allocation and use of funds;
- Improve the quality of projects identified as SEPs;
- Increase oversight on placement of settlement funds into accounts or funds that are not authorized by statute or otherwise allowed by the State Water Board;
- Increase public reporting on SEP status; and
- Ensure dischargers cover oversight costs for their SEPs.

POLICY ISSUE

N/A – Informational Item only

FISCAL IMPACT

N/A – Informational Item only

REGIONAL BOARD IMPACT

N/A – Informational Item only

STAFF RECOMMENDATION

N/A – Informational Item only